FILED 07 FEB 21 12:55 USDC-ORM

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

| JEAN HOUSTON, |) |
|--------------------------|-----------------------|
| Plaintiff, |) Civ. No. 05-3092-CO |
| v. | , |
| SHERATON CENTRO, et al., | ORDER |
| Defendants. |) |
| |) |

PANNER, District Judge:

Magistrate Judge John P. Cooney filed Findings and Recommendation. The matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). When either party objects to any portion of a Magistrate Judge's Findings and Recommendation, the district court must make a de novo determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc., 656 F. 2d 1309, 1313 (9th Cir. 1981).

Here, plaintiff objects to the Findings and Recommendation.

- ORDER

I have, therefore, given this matter <u>de novo</u> review. I find no error. Accordingly, I ADOPT the Findings and Recommendation of Magistrate Judge Cooney.

CONCLUSION

Magistrate Judge Cooney's Findings and Recommendation (#44) is adopted. Defendants' motion to dismiss the amended complaint (#20) is granted.

IT IS SO ORDERED.

DATED this 21 day of February, 2007.

OWEN M. PANNER

U.S. DISTRICT COURT JUDGE